

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of New York

LIRR  
LAW DEPARTMENT

2012 OCT -4 A 9:10

JOSEPH BUOMPASTORE

Plaintiff

v.

LONG ISLAND RAIL ROAD COMPANY,

Defendant

Civil Action No.

CV 12 4919

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) LONG ISLAND RAIL ROAD COMPANY  
JAMAICA STATION  
JAMAICA, NY 11435

FEUERSTEIN, J  
LINDSAY, M

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

MICHAEL D. FLYNN  
ATTORNEY AT LAW  
5 PENN PLAZA, 23RD FL  
NEW YORK, NY 10001

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

OCT 03 2012

Date:

DOUGLAS C. PALMER  
CLERK OF COURT



Signature of Clerk or Deputy Clerk

AO 440 (Rev. 12/09) Summons in a Civil Action (Page 2)

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) \_\_\_\_\_  
 was received by me on (date) \_\_\_\_\_.

☒ I personally served the summons on the individual at (place) LIRR, LAW DEPARTMENT  
LIRR, Sutphin Blvd, Queens NY on (date) October 4, 2012

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual) \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_  
 \_\_\_\_\_ on (date) \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: October 4, 2012

Danielle Isaac  
 Server's signature

Danielle N. Isaac S, Clerk  
 Printed name and title

5 Penn Plaza, 23rd Fl, NY NY 10001  
 Server's address

Additional information regarding attempted service, etc: